

08-23-01

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JCS20 U.S. PTO  
08/22/01

CONTINUING PATENT APPLICATION TRANSMITTAL  
(for Continuing Applications  
under 37 C.F.R. §1.53(b))

Attorney Docket No. 71711

First Named Inventor or  
Application Identifier: Michael Heiberger

Box PATENT APPLICATION  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is a request under 37 C.F.R.  
§1.53(b) for filing a:

- ( ) Continuation application,  
(X) Divisional application,  
( ) Continuation-in-Part application,

) CERTIFICATE OF MAILING BY "EXPRESS MAIL"  
) "Express Mail" Mailing Label Number  
) EL 307231877US  
) Date of Deposit August 22, 2001  
) I hereby certify that this paper or fee is being  
deposited with the United States Postal Service  
"Express Mail Post Office to Addressee" Service  
under 37 CFR §1.10 on the date indicated above and  
is addressed to Box Patent Application,  
Commissioner for Patents, Washington, DC 20231.  
)  
) Pat Finnerty  
(Typed or printed name of person mailing)  
) Pat Finnerty  
(Signature of person mailing)  
)

of pending prior application number 09/559,240, filed on April 26, 2000 of Michael Heiberger et al. for HOMOPOLAR MACHINE WITH SHAFT AXIAL THRUST COMPENSATION FOR REDUCED THRUST BEARING WEAR AND NOISE.

1. (X) Enclosed is a patent application (for continuation, divisional, or continuation-in-part applications) containing:  
  
(X) 18 pages of the specification (including claims).  
  
(X) 10 sheets of drawings ( ) Formal (X) Informal.
2. (X) A copy of the executed oath or declaration filed in the prior nonprovisional application is enclosed.
3. ( ) Inventorship:  
  
( ) A newly-executed oath or declaration and power of attorney is enclosed (for continuation-in-part applications, or for continuation or divisional applications naming an inventor not named in the prior application) (§1.63(a), (d) (5) and (e)).  
  
( ) Because this application is being filed by fewer than all of the inventors named in the prior application, delete the following inventor(s) named in the prior nonprovisional application (37 C.F.R. §1.63(d) (1) (2)): \_\_\_\_\_

( ) The names of persons believed to be the actual inventors are set forth in the enclosed unexecuted oath or declaration and power of attorney (§1.41(a) and §1.53(b)).

4. ( ) Assignment(s) of the invention to \_\_\_\_\_, and cover sheet are enclosed.

( ) A check in the amount of \$\_\_\_\_\_ to cover the fee for recording the assignment(s) is enclosed.

5. (X) The prior application is assigned of record to  
General Atomics.

6. ( ) Small Entity Status (37 C.F.R. §1.28(a)(2)):

( ) A statement of status as a small entity is enclosed.

( ) A statement of status as a small entity was filed in the prior application, and small entity status is still proper and desired in this new nonprovisional application.

( ) Status as a small entity is no longer claimed.

7. ( ) A 37 C.F.R. §3.73(b) statement is enclosed (where an assignee seeks to take action in a matter before the Patent Office).

8. ( ) A preliminary amendment is enclosed.

9. (X) Drawings:

( ) Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May be used only if signed by person authorized by §z.138 and before payment of base issue fee.)

( ) New formal drawings are enclosed.

(X) Informal drawings are enclosed.

10. (X) A separate written request under 37 C.F.R. §1.136(a)(3), which is a general authorization to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. §1.136(a) for its timely submission as incorporating a petition for an extension of time for the appropriate length of time, is enclosed.

11. (X) An Information Disclosure Statement is enclosed.

(X) A Form PTO-1449 is enclosed.

( ) \_\_\_\_\_ References (copies) listed on the Form PTO-1449 are enclosed.

12. ( ) A MicroFiche Computer Program (Appendix) is enclosed.

13. (X) A Return Receipt Postcard is enclosed (MPEP §503).

14. ( ) A Nucleotide and/or Amino Acid Sequence Submission is enclosed.

( ) A Computer Readable Copy is enclosed.

( ) A Paper Copy (Identical to Computer Copy) is enclosed.

( ) A Statement Verifying Identity of above Copies is enclosed.

15. (X) Priority of application number 09/559,240 filed on  
April 26, 2000 in the United States is claimed under  
35 U.S.C. §120.

( ) The certified copy of the priority document has been filed  
in prior application number /, filed  
\_\_\_\_\_.

( ) A certified copy of the priority document is enclosed.

16. (X) Power of Attorney:

(X) The power of attorney in the prior application is to:

( ) \_\_\_\_\_ Reg. No. \_\_\_\_\_  
FITCH, EVEN, TABIN, & FLANNERY  
Suite 1600  
120 South LaSalle Street  
Chicago, Illinois 60603-3406  
and other members of the firm.

(X) Customer Number 22242.

(X) The power appears in the original papers in the prior application  
and a copy is enclosed.

17. ( ) Cancel in this application original claims 1-20 of the prior  
application before calculating the filing fee. (At least one  
original independent claim must be retained for filing purposes.)

18. (X) The filing fee is calculated below:

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Fee Calculation for Claims as Filed in the Prior Application,  
Less Any Claims Cancelled by Amendment

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(X) Basic Utility Fee	\$ 710.00	\$ <u>710.00</u>
• (X) Independent Claims <u>1</u> - 3 = _____ x \$ 80.00 = \$ <u>-0-</u>		
• (X) Total Claims <u>8</u> - 20 = _____ x \$ 18.00 = \$ <u>-0-</u>		
• ( ) Fee for Multiply Dependent Claims \$270.00		\$ _____
	Total of above Calculations	\$ <u>710.00</u>
	Reduction by 50% for Filing by Small Entity	\$ _____
	Total	\$ 710.00

19. (X) A check in the amount of \$ 710.00 is enclosed.
20. ( ) Charge \$ \_\_\_\_\_ to Deposit Account No. 06-1135.
21. ( ) The payment of the Filing Fee is to be deferred until the Declaration is Filed. Do not charge our Deposit Account.
22. (X) The Commissioner is hereby authorized to charge any fees which may be required under 37 C.F.R. §§1.16 and 1.17 and are not paid herewith, or credit any overpayment, to Deposit Account Number 06-1135. A duplicate copy of this request is enclosed.
23. (X) A Request and Certification Under 35 U.S.C. §122(b)(2)(B)(i) is enclosed.
23. (X) Address all future communications to Customer Number 22242.



FITCH, EVEN, TABIN & FLANNERY  
Suite 1600  
120 South LaSalle Street  
Chicago, IL 60603-3406  
Telephone: (858) 552-1311  
Facsimile: (858) 552-0095

August 22, 2001  
(Date)

A handwritten signature in black ink, appearing to read "Richard E. Wawrzyniak". It is written in a cursive, flowing style with some upward strokes.

Richard E. Wawrzyniak  
Registration No. 36,048  
(X) Attorney or agent of record  
( ) Filed under §1.34(a)

PATENT APPLICATION  
Attorney Docket No. 71711  
Date: August 22, 2001

Commissioner for Patents  
Washington, DC 20231

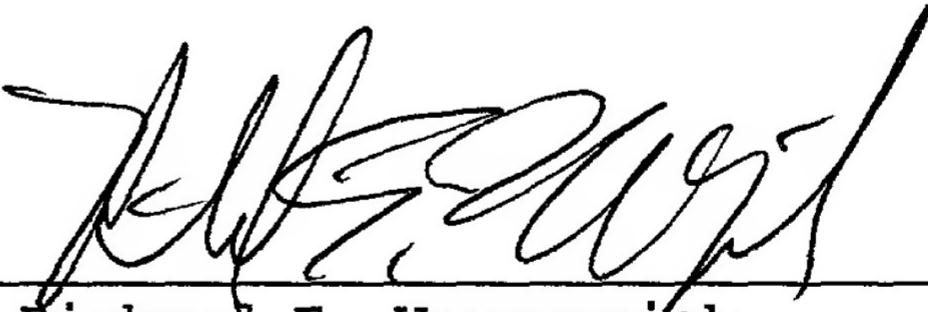
Applicants: Michael Heiberger et al. ) CERTIFICATE OF MAILING BY "EXPRESS MAIL"  
Application No.: To Be Determined ) "Express Mail" Mailing Label Number  
Filed: Herewith ) EL 307231877US  
Title: HOMOPOLAR MACHINE WITH SHAFT )  
AXIAL THRUST COMPENSATION )  
FOR REDUCED THRUST BEARING )  
WEAR AND TEAR ) Date of Deposit August 22, 2001  
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Examiner: ) deposited with the United States Postal Service  
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 )  
 ) Pat Finnerty  
 ) (Typed or printed name of person mailing)  
 ) Pat Finnerty  
 ) (Signature of person mailing)

REQUEST AND CERTIFICATION UNDER 35 U.S.C. §122(b)(2)(B)(i)

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

August 22, 2001

(Date)

  
Richard E. Wawrzyniak  
Registration No. 36,048

FITCH, EVEN, TABIN & FLANNERY  
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